

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Mori *et al.*

Appl. No.: *To Be Assigned* (Continuation
of PCT/JP02/08714; Int'l
Filing Date: August 28, 2002)

Filed: Herewith

For: **Power Generating and Propelling
System of Vessel**

Art Unit: *To Be Assigned*

Examiner: *To Be Assigned*

Atty. Docket: 0666.2190000/TGD/EDH

Information Disclosure Statement

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

Applicants have checked the appropriate boxes below.

- 1. Statement under 37 C.F.R. 1.704(d). Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this information disclosure statement.
- 2. Filing under 37 C.F.R. § 1.97(b). This Information Disclosure Statement is being filed within three months of the date of filing of a national application other than a continued prosecution application (CPA), OR within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application, OR before the mailing date of a first Office Action on the merits OR before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114. No statement or fee is required.
- 3. Filing under 37 C.F.R. § 1.97(c). This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection, or Notice of Allowance, or an action that otherwise closes prosecution in the application.

a. Statement under 37 C.F.R. § 1.97(e)(1). I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).

b. Statement under 37 C.F.R. § 1.97(e)(2). I hereby state that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).

c. Attached is our PTO-2038 Credit Card Payment Form in the amount of \$ _____ in payment of the fee under 37 C.F.R. § 1.17(p).

4. Filing under 37 C.F.R. § 1.97(d) This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee. Enclosed find our PTO-2038 Credit Card Payment Form in the amount of \$ _____ in payment of the fee under 37 C.F.R. § 1.17(p); in addition:

a. Statement under 37 C.F.R. § 1.97(e)(1). I hereby state that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign

application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).

- b. Statement under 37 C.F.R. § 1.97(e)(2). I hereby state that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).
- 5. The document(s) was/were cited in a search report by a foreign patent office in a counterpart foreign application. Submission of an English language version of the search report that indicates the degree of relevance found by the foreign office is provided in satisfaction of the requirement for a concise explanation of relevance. 1138 OG 37, 38.
- 6. A concise explanation of the relevance of the non-English language documents appears in the attached International Search Report and/or attached to the document.
- 7. Copies of the documents are submitted herewith.
- 8. Copies of the documents were cited by or submitted to the Office in an IDS that complies with 37 C.F.R. § 1.98(a)-(c) in Application No. _____, filed _____, which is relied upon for an earlier filing date under 35 U.S.C. § 120. Thus, copies of these documents are not attached. 37 C.F.R. § 1.98(d).

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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Date: February 27, 2004

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<p>Sheet 1 of 1</p>		<p style="text-align: right;">Complete If Known</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;"><i>Application Number</i></td> <td style="width: 50%;"><i>To Be Assigned</i></td> </tr> <tr> <td><i>Filing Date</i></td> <td><i>Herewith</i></td> </tr> <tr> <td><i>First Named Inventor</i></td> <td><i>MORI</i></td> </tr> <tr> <td><i>Art Unit</i></td> <td><i>To Be Assigned</i></td> </tr> <tr> <td><i>Examiner Name</i></td> <td><i>To Be Assigned</i></td> </tr> <tr> <td colspan="2"><i>Attorney Docket Number</i></td> </tr> </table> <p style="text-align: right;">0666.2190000/TGD/EDH</p>		<i>Application Number</i>	<i>To Be Assigned</i>	<i>Filing Date</i>	<i>Herewith</i>	<i>First Named Inventor</i>	<i>MORI</i>	<i>Art Unit</i>	<i>To Be Assigned</i>	<i>Examiner Name</i>	<i>To Be Assigned</i>	<i>Attorney Docket Number</i>	
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Examiner Signature		Date Considered	
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Substitute for form 1449B/PTO				<i>Complete If Known</i>	
				<i>Application Number</i>	<i>To Be Assigned</i>
				<i>Filing Date</i>	Herewith
				<i>First Named Inventor</i>	Mori
				<i>Art Unit</i>	<i>To Be Assigned</i>
				<i>Examiner Name</i>	<i>To Be Assigned</i>
Sheet	1	of	1	<i>Attorney Docket Number</i>	0666.219000/TGD/EDH

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published			T ²
	BA1	Publication Number: 4-102736, Date of Publication: 09/04/1992			
	BB1	Patent Abstracts of Japan. Publication Number: 05-246386, Date of Publication: 09/24/1993; Title: Complex Propulsion Control Device For Marine Use.			
	BC1	Patent Abstracts of Japan. Publication Number: 08-230785, Date of Publication: 09/10/1996; Title: Ship Provided with Auziliary Electric Propulsion Equipment.			
	BD1	Patent Abstracts of Japan. Publication Number: 10/278888, Date of Publication: 10/20/1998; Title: Engine Exhaust System Cooling Device of Small Planing Boat.			
	BE1	Patent Abstracts of Japan. Publication Number: 2000-062696, Date of Publication: 02/29/2000; Title: Cooling Structure of Oil Pump for Small Vessel.			

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with M PEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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